10 2006

PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE perwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/553,090 **TRANSMITTAL** Filing Date October 11, 2005 **FORM** First Named Inventor Ralf PELZER Art Unit Not Yet Assigned (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number 3968-161 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form to Technology Center (TC) Drawing(s) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Copy of Foreign Reference; and Request for Refund **Express Abandonment Request** Return Reciept Postcard CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) The Commissioner is authorized to charge any fee deficiencies to Deposit Account No. 50-0951 Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Nicholas Zachariades Reg. No. 56,712 Individual name Signature Date lΟ 2006 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Nicholas Zachariades, Reg. No. 56,712 Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: Ralf PELZER et al.

Application No.:

10/553,090

Examiner:

Not Yet Assigned

Date Filed:

October 11, 2005

Group:

Not Yet Assigned

For:

NON-TOXIC COATING COMPOSITION, METHODS OF USE THEREOF AND ARTICLES PROTECTED FROM ATTACHMENT OF BIOFOULING ORGANISMS

Certificate of Transmission/Mailing

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Nicholas Zachariades, Registration No. 56,712

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir/Madam:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicant hereby notifies the U.S. Patent Office of the documents listed on the attached Form PTO/SB/08A. Copies of the foreign patent references are enclosed.

Applicant certifies that each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Submission of the listed documents is not intended as an admission that such documents constitute prior art against the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove the listed documents as competent references against the present application. Applicant submits that the present invention is patentable over the cited references. No fee is believed due however, the Commissioner is authorized to charge any fee deficiencies to Deposit Account No. 50-0951.

Respectfully submitted,

AKERMAN SENTERFITT

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Docket No. 3986-161



PTO/SB/08A (07-05)

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Substitute for form 1449/PTO

Sheet

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of 1

Complete if Known			
Application Number	10/553,090		
Filing Date	October 11, 2005		
First Named Inventor	Ralf PELZER		
Art Unit	Not Yet Assigned		
Examiner Name	Not Yet Assigned		
Attorney Docket Number	3968-161		

Examiner	Cite No.1	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials*	No.¹	Number-Kind Code <sup>2</sup> (# known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevan Figures Appear
		<sup>US-</sup> 6,627,233 B1	09-30-2003	WOLF et al.	
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Ţ
		EP 1 466 949 A1	10-13-2004	Symrise GmbH & Co. KG		
		WO 99/13734 A	03-25-1999	WM Wrigley Jr. Company		
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Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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